

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

IN RE: REALPAGE, INC., RENTAL) Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION) MDL No. 3071
(NO. II))
) Chief Judge Waverly D.
) Crenshaw, Jr.
)
) JURY DEMAND
)
) This Document Relates to:
) ALL CASES

**JOINT NOTICE OF FILING COMPETING PROPOSED CASE MANAGEMENT
ORDERS**

On June 1, 2023, the Court directed the parties to develop a proposed scheduling order containing certain case management deadlines and to meet and confer in order to submit a joint proposal. Dkt. 243. Plaintiffs provided a proposed case management order to Defendants on June 26, 2023. Pursuant to the Court's directive, the parties conferred about the Plaintiffs' proposal on July 11, 2023 in person in Nashville, but at the time, Defendants had not yet provided a counter-proposal. On July 14, 2023, Defendants proposed a compromise regarding Defendants' motion to stay discovery, wherein if Plaintiffs would agree to generally stay discovery pending resolution of Defendants' motions to dismiss, Defendants would agree to provide Rule 26(a) disclosures and negotiate the protocols and orders that would govern discovery in the event the motions are denied. On July 18, 2023, Plaintiffs responded by asking Defendants to provide their proposed schedule. Defendants provided that schedule on July 20, 2023. The parties conferred on July 21, 2023.

The parties believe that they may be able to reach compromise on some aspects of the schedule and would like to continue to work towards further agreement. The parties propose filing a Joint Status Report no later than 12:00 PM CST on August 2, 2023 to apprise the Court of any

updated scheduling proposals. In the interim, in order to comply with the Court's Order, the parties attach hereto as Exhibits A and B their competing proposed Case Management Orders, which they will continue to refine.¹

¹ The Student Housing Defendants (RealPage, Inc., Greystar Management Services, LP; BH Management Services, LLC; Campus Advantage, Inc.; Cardinal Group Holdings LLC; CA Ventures Global Services, LLC; University House Communities Group, LLC; Timberline Real Estate Ventures, LLC; B.Hom Student Living LLC) reserve all rights with regard to the discovery schedule applicable to the student housing case given that no Consolidated Amended Complaint has yet been filed, and reserve all defenses and arguments that may be raised in a Motion to Dismiss or related motions with regard to the student housings cases or any future student housing Consolidated Amended Complaint.

Dated: July 24, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on July 24, 2023, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

/s/ Tricia R. Herzfeld

Tricia R. Herzfeld